



MS AF
Attorney Docket No. 25306Y

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

TAUB, et al.

Confirmation No. 9142

Serial No. 10/749,388

Group Art Unit: 3732

Filed: January 2, 2004

Examiner: J. Wilson

For: **VIRTUAL ORTHODONTIC TREATMENT**

TERMINAL DISCLAIMER

Honorable Commissioner of
Patents and Trademarks
Alexandria, VA 22313-1450

Sir:

The owner, Cadent Limited, of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent Number 6,739,869. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a

maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is

07/26/2005 SZENDIE1 00000036 10749388

01 FC:2051

65.00 DP

statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

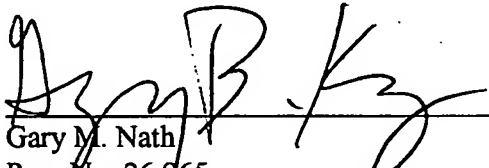
Check either box 1 or 2 below, if appropriate.

1. X For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. XX The undersigned is an attorney of record.

July 25, 2005
Date


Gary M. Nath
Reg. No. 26,965
Gregory B. Kang
Reg. No. 45,273
Derek Richmond
Reg. No. 45,771
Customer No. 20529

- xx Terminal Disclaimer fee under 37 CFR 1.20(d) included.
xx PTO suggested wording from terminal disclaimer was
xx unchanged ___ changed (if changed, an explanation
should be supplied)